

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
No. 7:20-CV-227-BO

TABITHA L. COTTLE,

Plaintiff,

v.

KILOLO KIJAKAZI,
Commissioner of Social Security,

Defendant.

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) ORDER GRANTING ATTORNEY'S
) FEES PURSUANT TO
) 42 U.S.C § 406(b)
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On February 3, 2022, an Order and Judgement were entered reversing the decision of the Commissioner under sentence four of 42 U.S.C. § 405(g) and remanding this case to the Commissioner for payment of benefits.

Pending before this Court is attorney Jonathan P. Miller's (Plaintiff's Counsel) Motion for Attorney's Fees Pursuant to 42 U.S.C. § 406(b). Plaintiff's Counsel requests an award of attorney fees in the amount of \$14,866.00. Plaintiff's Counsel has also acknowledged that the \$8,400.00 attorney fee awarded under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412 should be returned to Plaintiff.

Plaintiff's Counsel's Motion is hereby GRANTED. Defendant is Ordered to pay \$14,866.00 to Plaintiff's Counsel, Jonathan P. Miller, pursuant to 42 U.S.C. § 406(b). Plaintiff's Counsel will refund the \$8,400.00 EAJA attorney fee to Plaintiff.

SO ORDERED this 7 day of Nov., 2022.


TERRENCE W. BOYLE
United States District Judge